

RESOLUTION NO: 10-03

WEED CONTROL

The Town of Polk does hereby ordain that any owner or resident of any land within the Town of Polk, unless specifically exempted, shall destroy all noxious weeds which grow on the property and on any terraces and ditches abutting such property. It is also the property owner's responsibility to cut the weeds along the roadside ditches of their property if their property borders residential homes or lots.

1) DEFINED:

The term noxious weed or weeds as used in this section is defined as follows: Yellow Rocket, Garlic Mustard, Canada Thistle, Leafy Spurge, Field Bindweed, Creeping Jenny, Golden Rod, Better Ticks, Black-Eyed Susan, Burdocks, Cattails, Chickweed Common, Cockleburs, Cockle Cows, Fan Weed, Pennycress, Fleabane, Daisy, Giant Ragweed, Lamb's quarters, Millweed, Mullen, Common Mustard, Ball Byrtles, Stinging Nettle, Ox-Eyed Daisy, Pepper Purse, Smartweed, Spurge, Sticktight, Thistle, Bull, Tumbleweed, Witchgrass, Yarrow, Milfoil, Quackgrass, Brush and other wild grasses over eight (8) inches in height.

2) POSTING:

The Town of Polk Board shall annually on or before May 15th, cause to be posted in at least 3 conspicuous places within the Town of Polk and published at least once each week for two (2) consecutive weeks as a Class II notice in the official newspaper, a notice that every person shall destroy noxious weeds as described herein.

3) TIME PERIODS:

The above defined weeds are required to be destroyed at least twice during the growing season. The first destruction must be done by June 15th and the second destruction by August 1st of each year.

4) DESTRUCTION OF WEEDS ON PUBLIC LAND:

The Town of Polk Board shall appoint a Weed Commissioner to destroy all noxious weeds on public lands within the Town of Polk boundaries.

5) DESTRUCTION OF WEEDS ON PRIVATE LAND:

The Town of Polk Board shall see that weeds that are not destroyed by the responsible person on private lands are destroyed after appropriate notification in the most economical method. The cost of destroying such weeds will be entered on the tax roll of the person who was responsible for destroying the weeds, and such fees will be charged against the property affected, and shall be collected in the same manner as other taxes are collected, pursuant to 66.0517 of the Wisconsin Statutes.

6) ENTRY:

The Town of Polk Board shall grant permission to the Weed Commissioner, to destroy weeds within the Town, and to enter upon any lands within the Town of Polk, for the purpose of cutting

weeds without being liable to an action for trespass or damages resulting from such entry and destruction if reasonable care is exercised in the performance of the duty of cutting such weeds.

7) COSTS:

The charges to mow private lots for property owners who fail to comply with this Resolution shall be at \$50.00 per hour with a \$50.00 minimum.

8) WEED CONTROL PENALTY:

If any person fails to destroy noxious weeds as required, such person shall receive written notice. After ten (10) days following written notice, the Town of Polk Board has the power to employ a person to destroy such noxious weeds as indicated under Section 5 and Section 6 of this Resolution.

9) EXEMPTIONS:

- A. Persons who maintain farms within the Town of Polk are hereby exempt from this Resolution.
- B. Lots that are proven to be inaccessible due to construction or otherwise, as determined at the discretion of the Weed Commissioner.

This Resolution shall take effect after publication and posting as required by Wisconsin Statutes.

Dated this 11th day of May 2010.

Albert J. Schulteis, Chairman

Harold W. Groth, Supervisor

Theodore C. Merten, Supervisor

ATTEST:

Marlyss K. Thiel, Town Clerk